

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

⑧

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Edward Herman Holt and Bill Hicks Patton, dba National Marketing Association	For U. S.: James E Ritchie H. G. (Bill) Dickey (Ct. Appt. Community Ins. Center Tulsa, Okla. (Holt) For Defendant: John Dickinson (Holt) 207 Luhrs Bldg. <i>a.e. 602</i> Phoenix, Arizona <i>254-4721</i> Wm. H. Mattoon (Patton) Norman, Okla. (118 N. Peters Ave.) Chris Rhodes, Jr. (Patton) 4th Natl. Bank Bldg., Tulsa

HOLD - CLOSED**PATTON - Dismissed.**

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 9-30-68	Clerk				
J.S. 3 mailed 10-31-68 (1) 1-1-69 (1)	Marshal				
Violation Use of mail to defraud	Docket fee				
Title 18					
Sec. 1341 and 371					

DATE	PROCEEDINGS
9-6-68	Indictment filed in open court.
9-6-68	Record vote of the Grand Jury, filed in open court.
9-6-68	Warrant issued as to the defendant Edward Herman Holt. h
9-6-68	Warrant issued as to the defendant Bill Hicks Patton. h
9-11-68	Bond of the defendant Patton in the amount of \$5,000 filed. (Personal)
9-11-68	Order specifying methods and conditions of release as to defendant Patton filed. h
9-19-68	Defendant Bill Hicks Patton present and represented. Deft. Edward Herman Holt not present and not represented. Deft. Patton advised as to charge, states he has heretofore received copy of indictment, arraigned, waives reading of indictment, & enters pleas of NOT GUILTY as to each of 2 Cts. 1 thru 21. Ordered that deft. Patton is granted 10 days to file motions, that case to be set for jury trial & that he remain on present bond. Further ordered that arraignment of defts. Edward Herman Holt and National Marketing Association is passed. (LB-J) (Larry Marks-CSR) w
9-20-68	Case set for Jury trial October 15, 1968 at 9:30 A.M. (FD-J) ds
9-27-68	Case stricken from trial assignment of 10-15-68 and reset for jury trial as to each deft. on Monday, Oct. 28, 1968, at 9:30 a.m. (FD-J) w (over)

DATE	PROCEEDINGS
	of deft. Patton
9-30-68	Motion for severance of defendants, with brief attached, and affidavit of
9-30-68	William H. Mattoon, filed. w
9-30-68	Motion to strike matter as surplusage of deft. Patton, with brief attached, filed. w
9-30-68	Motion for bill of particulars of deft. Patton, with brief attached, filed. w
10-3-68	Ordered that H. G. (Bill) Dickey is appointed to represent the defendant Edward Herman Holt and National Marketing Association. (LB-J)w
10-4-68	Response To Motions Filed By Defendant Bill Hicks Patton, filed. js mailed
10-7-68	Warrant of removal on indictment, filed returned - defendant Edward Herman Holt delivered to the U. S. Marshals, Tulsa, Okla., on 10-2-68. b
10-8-68	Warrant for arrest of defendant, Bill Hicks Patton, returned filed and executed 9-9-68 in WDO. b
10-10-68	Defendant Holt presents and is represented. Deft. Holt states he has received copy of indictment, waives reading and enters pleas of NOT GUILTY as to each of Cts. 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20&21. Deft. Holt requests severance of trials and adopts deft. Patton's motion for severance. (LB-J)w
10-10-68	Defendant Patton not present but represented. Ordered that motions of the deft. Patton for severance of trial, motion to strike matter as surplusage, are overruled, and motion for severance adopted by deft. Holt is overruled; motion of Patton for bill of particulars has been satisfied. (LB-J)w
10-15-68	Order that defendant Patton's motion for severance is overruled, that defendant Holt's motion for severance is overruled, that defendant Patton's motion to strike matter as surplusage is overruled, and defendant Patton's motion for a bill of particulars is moot, filed. (LB-J)w
10-16-68	Warrant for arrest of defendant, Edward Herman Holt, returned, filed - executed in the District of Arizona on 9-11-68. b
10-28-68	Defendant Edward Herman Holt present in person and represented by Court appointed counsel. Edward Herman Holt withdraws his pleas of NOT GUILTY as to Counts 1 and 2 and enters pleas of NOLO CONTENDERE as to Counts 1 and 2. On motion of U. S. Attorney Counts 3 to 21 are dismissed as to Edward Herman Holt. Trial as to Bill Hicks Patton is stricken from the assignment of this date. (Luther Bohanon - Judge)(FS-CSR)b
10-28-68	Return on Subpoena to Testify filed. Executed by serving Dr. Vernon McAllister at Okla. City, Oklahoma on 10-18-68. h (USM \$4.92)
10-29-68	Return on service of 43 subpoenas filed. h
10-30-68	Return on service of 7 subpoenas filed. h
10-31-68	Defendant, Edward Herman Holt, present in person and represented by Court appointed counsel. Statements made.
	Judgment and Sentence - Edward Herman Holt
	Count One - Five (5) Years
	Count Two - Five (5) Years, consecutively to the sentence imposed in Count One.
	(Luther Bohanon - Judge) (FS-CSR) b
10-31-68	Judgment and commitment as to Edward Herman Holt, filed and entered. (Luther Bohanon - Judge) b
10-31-68	Two cc of J & C delivered to U. S. Marshal. b (Lu
11-6-68	Return on subpoena duces tecum filed. On 10-22-68 served Patrick McNally, (\$2.00) James David Newby, (\$2.00) Billy Ray Whitson (\$2.00) and Mrs. Anna Stitt (\$14.80, all at Oklahoma City, Oklahoma. On 10-23-68 served Ed Edmiston, (\$2.00) Harold W. Standridge (\$2.00) Alan D. Pitts (\$2.00) William R. Grafton (\$2.00) Dick Jones (\$2.00) R. F. Pulley (\$2.00) Mr. & Mrs. Howard H. Francis (\$4.00) D. H. Huffines (\$19.50) all at Oklahoma City, Okla. Served on 10-25-68, James L. Holdner (\$2.00) Alfred Dale

Continued

D. C. 109A
CRIMINAL DOCKET

DATE	PROCEEDINGS
	Wall (\$16.60), at Oklahoma City, Okla, and on 10-25-68 served Francis L. Beauchamp at Choctaw, Oklahoma (\$2.00). On 10-27-68 served Dr. Vernon McAllister at Oklahoma City, Oklahoma, (\$2.00). ds Returned unserved as to John E. Gaskill.
11-20-68	Return on J& C filed. Executed by delivering defendant Holt to Tulsa County Jail on 10-31-68, and on 11-15-68 delivering him to U. S. Penitentiary at Leavenworth, Kansas. ds
12-17-68	Dismissal of Indictment as to defendant Bill Hicks Patton filed and entered. (Luther Bohanon-Judge)h
2-18-69	Motion of Edward Herman Holt to reduce sentence, filed. g
2-18-69	Brief in support of motion to reduce sentence, filed. g
2-19-69	Plaintiff's memorandum in opposition to defendant Holt's motion for reduction of sentence, filed. m
2-24-69	Order modifying sentence of deft. Edward Herman Holt, filed and entered. Modified Sentence - Edward Herman Holt Atty. Gen. - Ct. 1-& 2 - Five (5) Years on each Ct. to run consecutively or until deft. is otherwise discharged as provided under Title 18, USCA, Sec. 4208(a)(2). (LB-J)m
2-2-70	Transcripts of proceedings at arraignment of Edward Herman Holt on Oct. 10, 1968; of proceedings at change of plea on Oct. 28, 1968, and of proceedings at sentencing on Oct. 31, 1968, filed. (Frank M. Sickles, CSR)g

DATE	PROCEEDINGS

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE BENJAMIN B. BALLENGER
(Name of commissioner)

FEDERAL BUILDING, TULSA, OKLAHOMA.
(Address)

COMMISSIONER'S
DOCKET NO. 1 CASE No. 386
THE UNITED STATES
vs.
EDWARD HERMAN HOLT

Complaint filed on June 12, 1968, by J. C. Lankford
Official title Postal Inspector, charging violation of
United States Code, Title 18, Section 1341, on 1-1-67 thro
19, at Tulsa, Okla. in the 10-1-67
division of the Northern district of Oklahoma
as follows: knowingly devise and intend to devise a
scheme and artifice to defraud, etc.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date June 12, 1968 Warrant/Summons for Edward Herman Holt
to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Officer:
Substance of return

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED

17,035
SEP 24 1968

M. M. EWING

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Clerk, U. S. District Court

Date Arrested by on warrant of
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

9-6-68 Indictment returned. Criminal Case No. 68-CR-97 Warrant issued.

Outcome

Bail fixed, 19 Amount, \$ Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

_____, 19____, for (name of witness) _____
at request of (name of party) _____
Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date _____ Appearances for _____

United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
Proceedings taken _____

Outcome _____

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____
[or] by surety (names) _____ Address _____
and _____ Address _____
who justified by affidavit _____, 19____ Committed to
on _____, 19____

Certified to be a correct transcript.

Made this 24th day of September, 19 68.

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, September 24th 19 68.

Benjamin B. Ballenger
Benjamin B. Ballenger

United States Commissioner.

UNITED STATES COMMISSIONER
DISTRICT OF ARIZONA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE CHARLES P. THOMAS
(Name of commissioner)

PHOENIX
(Address)

WM. H. LOVELL, Clerk
UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA
SEP 12 1968

COMMISSIONER'S
DOCKET No. 2 CASE No. 766
THE UNITED STATES
vs.

EDWARD HERMAN HOLT WMA

Complaint filed on 19 by J. C. Lankford,
Official title A. FBI, Tulsa Okla. charging violation of
United States Code, Title 18, Section 1341, on 1/1/67 Thru
19 67, at Tulsa in the
division of the Northern district of Oklahoma
as follows: did devise & intend to devise a scheme &
artifice to defraud & obtain money by means of false
& Fraudulent pretenses, representations & promises
from person who could be induced to make investments
for a sub-distributorship for a household cleaning

(Here insert brief summary of facts constituting offense charged)
solvent called "Terrific" & did on or about 7/25/67 in pur-
WARRANTS OR SUMMONS ISSUED: suit of such scheme, cause to be delivered at Tulsa, Okla.,
Date Warrant/Summons for by the Post Office Dept., a first class
to (name and title of officer) letter addressed to K E L I, Radio, P. O. Box 3685, Tulsa,
Substance of return Oklahoma.

Date Warrant/Summons for Edward Herman Holt
to (name and title of officer) Any U. S. Marshal or other authorized officer. (Name of defendant)
Substance of return Rec. 8/29/68 @ Phoenix and executed by arrest of Edward Herman
Holt at Phx, Arizona on 8/28/68 by Robert R. Jones, Deputy USM.

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: U. S. Commissioner.
Benjamin B. Allenger
Date Aug. 28, 1968 Arrested by R. S. Mosher, USM. { on warrant of (Name of issuing officer)
Telegraphic Warrant.
without warrant.

Appearances { for United States (Name)
for accused Jim Struckmeyer & John J. Dickinson 254 4721 (Address)

Proceedings taken Defendant was presented on a Sworn affidavit of existing Warrant
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"

He was advised of his rights and of the general charge against him. He was
if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
advised of his right to have an Atty & said Mr. Richard Harless was his attorney.
if that is the fact; any adjournments taken, etc.

Mr. Harless had called in prior to the arrival of Mr. Holt & had asked what the
bail would be. He was informed I could not set bail until the Def was before me
and I had a chance to hear the facts surrounding the charge and the Def. Back-
ground. He asked me to set bail and said he could not be present until later
as he was taking a deposition. The defendant was given this information and
asked if he had ever been arrested for any criminal offense. He said he had
been arrested as a Juvenile and had been arrested a couple of years ago in

(Continued on attached sheet.)

Outcome Preliminary Examination set for 2 P.M. 9/11/68.

Bail fixed August 28, 1968 Amount, \$ 20,000 Bonded no by cash
deposited by (name) Address M. M. EWING
transmitted to clerk of district court Clerk, U.S. District Court
(name) Address
(name) Address
justified by affidavit dated 19, [or] committed to Custody of the U. S. Marshal who
on August 28, 1968

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date September 11, 1968 Appearances for

United States

(Name)

Mr. Turoff, AUSA.

(Address)

Accused

(Name)

Mr. John Dickinson

(Address)

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing none names certified to United States Marshal for payment _____, 19____
 Proceedings taken The defendant was present with his attorney Mr. Dickinson,
 An indictment had been issued for the defendant Sept. 6, 1968 @ Tulsa Oklahoma.
 Charging violation of Title 18 Sections 371 & 1341. In view of this Mr. Dickinson
 withdrew his request for a preliminary examination and the Defendant signed
 "Waiver of Removal Hearing" forms. Mr. Dickinson indicated he wishes to proceed
 under Rule #20 of the U. S. Code. and enter a plea in this district.

Outcome Defendant held for the U. S. District Court. 9/11/68

Bail fixed Sept. 11, 1968 Amount, \$20,000.00 Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____

transmitted to clerk of district court _____, 19____

[or] by surety (names) _____ Address _____

and _____ Address _____

who justified by affidavit _____, 19____ Committed to Final Custody of the Marshal
 on Sept. 11, 1968.

Certified to be a correct transcript.

Made this 12 day of September, 1968

Transmitted to Clerk of United States District Court for the
 district of ARIZONA, September 12, 1968

Charles P. Thomas
 United States Commissioner.

California for pushing a woman into a Swimming Pool but had never been arrested for any other offense. He was asked if he was wanted by any other Jurisdiction and said not to his knowledge. He also said he was a business man and had a business established 3334-36 E. Vanu Buren and that he had lived in Phoenix for almost a year and had an equity of \$75,000.00 in a home at 6809 N. Tatum Blvd., Scottsdale, Arizona.

In the mean time I had received a Phoen call from Postal Inspector Robert Fox, Phoenix, who said he had been in touch by telephone with Assistant U. S. Attorney, Bill Richey, Tulsa, who had given him information that the subject Holt was wanted in Calife. Also he said Mr. Richey had requested a Bail of \$50,000.00 be setas he Richey felt sure the subject Holt would skip if released on bail.

A. Bail of \$20,000.00 was set at this time and the defendant placed on a temporary commitment.

Mr. Harless was called by telephone and informed of the amount of the Bail and of the possibility of an additional charge which was being checked out by the FBI. Mr. Harless said he doubted if he could represent Mr. Holt as there was a possible conflict of interest due to the fact he, Harless was the Attorney for the Holt company in Phoenix, and had ~~owned~~ stock in the company. At Mr. Harless request the matter was continued to 10:00 A. M. 8/29/68.

Shortly after this the Marsahl informed me he had a telephone communication from the Marshal at San Francisco that he had a UFAP-Grand Theft Warrant for Mr. Holt under the name of Robert Charles Collins. The Marshal had also compared the subject Holt's Finger prints with the classification on the Wanted Warrant and found them to be identical. Mr Holt then admitted to him he had at times used the name of Collins.

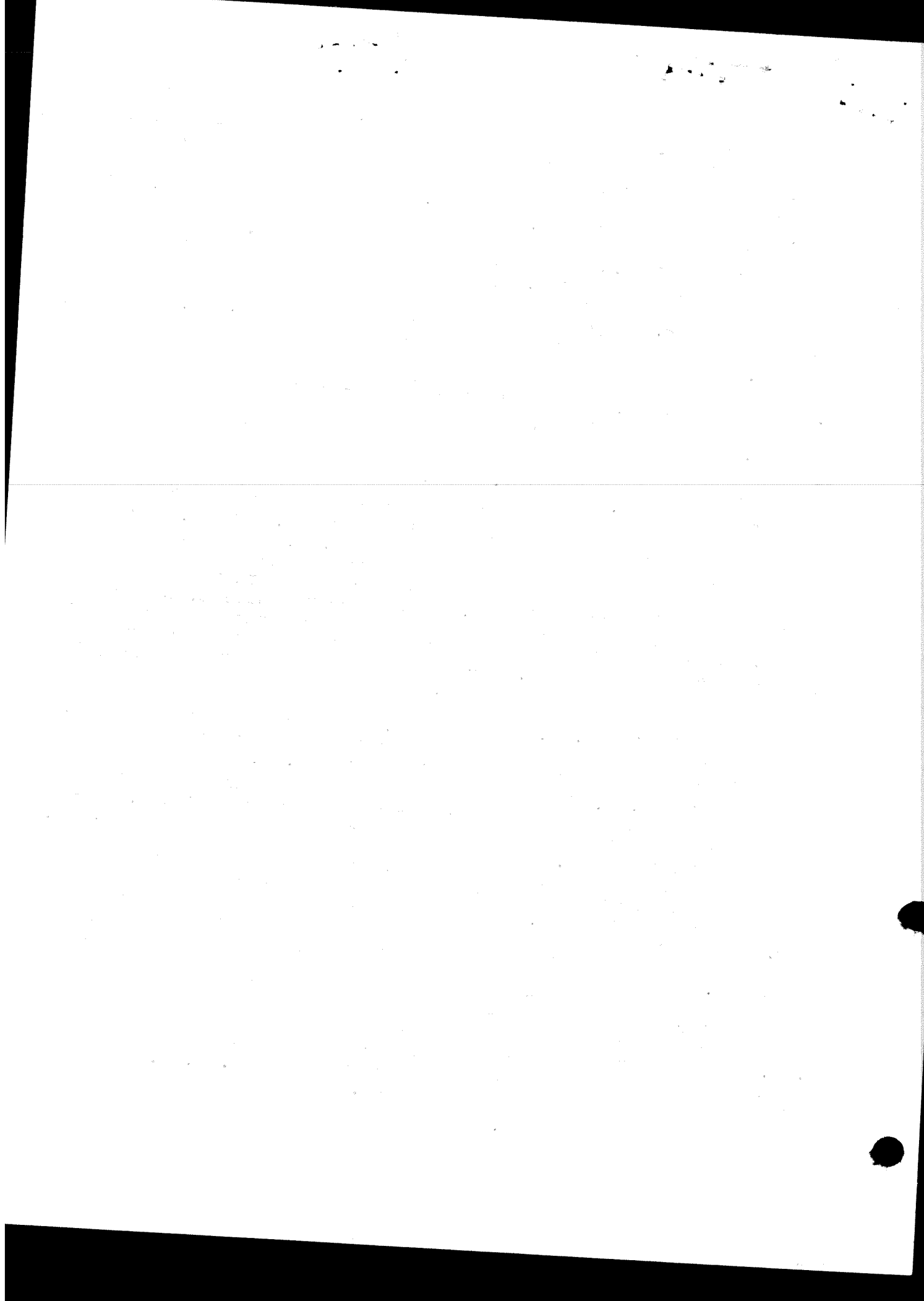
At about 9:30 A. M. 8/39/68 Mr. Jim Struckmeyer, attorney, ~~called~~ called me and said he had been retained to represent the Defendant and asked for a delay until 11:00 A. M.

At 11:00 A. M. The defendant was again presented and Attornies Struckmeyer & John Dickinson were present to represent him. They were informed of the additional UFAP Warrant and a bail of \$5,000. was set on that charge.

The Marshal at this time informed me the Defendant had an FBI number which would indicate he had been arrested and finger printed for some offense. The defendant was asked in my presence by Mr. Dickinson if he had been arrested for any felonies and he said he had been arreste one time for bad checks but nothing had come of it.

A Motion was made to reduce the bail and this was refused and the attornies were told the bail would be ~~reviewed~~ reviewed by me on their application and they were given "Bail Reform Act Form no. 1. to fill out to be present at a review of the Bail on 8/30/ and the Marshal was instructed to check with the F. B. I. to asce if the defendant had an x arrest record.

(continued.)



Docket #2 Case #766.

On 8/30/68, Marshal Mosher gave me the following information which had been relayed to him on the telephone by Special Agent Roy Reger of the F. B. I. A check by Mr. Reger had revealed the following F. B. I. Arrest record on Mr. Edward Herman Hold, aka Robert Charles Collins, aka Major E. Robert Walker: FBI Number 488 652 B. as of 7/24/68.

Police Department Akron, Ohio, arrested 10/1/53---Embezzlement Received 5 Years Probation.

Police Dept. Batavia N. Y. Arrested 7/27/56---Fraudulent Checks, Received 6 Months suspended sentence.

Provost Marshal, Andrews Air Force Base, arrested 6/10/55-- Unlawful entry, no disposition.

State Reformatory, Mansfield, Ohio 7/13/55 2 counts of issuing checks W/O Funds, sentence 1 to 3 Yrs. paroled 12/21/56.

Police Dept. Downey, Calif. ~~x22~~ 8/29/61 Bad Checks 30 days \$150, Fine.

Police Dept. Downey 9/3/61 Grand Theft Auto, Released no disposition.

At approximately 11:00 A. M. I received what I consider to be reliable information that the escrow papers for the sale of ~~the defendant's home~~ the home at 6809 N. Tatum, show the home was purchased by Mr. Holt for a total price of \$79,000. with a down payment of \$12,500.00 the balance on monthly payments. It is not shown if the down payment was cash or other consideration.

At approximately 1 P.M. ~~x22~~ 8/30/68 Mr. John Hughes, Attorney called me to inform me officially that he and his client who is in business with Mr. Holt in Phoenix have filed information with the Maricopa County Attorney's and are in the process of getting complaint on three counts of Fraud against the defendant.

At approximately 2:30 P. M. 8/30/68 Mr. Dickinson filed an application to amend release conditions, in which application he showed nothing to justify a reduction in bail other than the fact that the defendant Holt had been unable to raise bail in the amount of \$200.00.

The Bail Reform Act Form No. 1, "RECORD OF RESPONSES TO QUESTIONS AT BAIL REFORM ACT HEARING" which had been given to Mr. Dickanson with a request to have it filled out ~~was~~ was not returned with the Motion to reduce Bail.

This motion was verbally denied by me and Mr. Dickanson was told a Written Reason for denial would be forthcoming at a later time as I did not have the time to prepare it at that time.

9/3/68 Mr. Dickinson appeared with the defendant and asked for a preliminary hearing which was set for 2 P. M. 9/11/68. Mr. Dickason asked for the hearing to be heard sooner and asked that his objections to the delay be entered in the record.

